

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------|---|-------------------------------|---|--------------|
| Applicants | : | Martin et al. |) | Examiner: |
| | | |) | Mark Navarro |
| Serial No. | : | 10/524,750 |) | |
| | | |) | Art Unit: |
| Cnfrm. No. | : | 6908 |) | 1645 |
| | | |) | |
| Filed | : | August 13, 2003 |) | |
| | | |) | |
| For | : | BACTERIAL EFFECTOR PROTEINS |) | |
| | | WHICH INHIBIT PROGRAMMED CELL |) | |
| | | DEATH |) | |
| | | |) | |
| | | |) | |

NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME

Mail Stop: **AF**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the examiner's decision dated January 7, 2009, finally rejecting claims 103, 104, 107, 108, 110, and 111.

In addition, applicants hereby request an extension of time of three months from the due date of April 7, 2009.

Please charge the fees in the amount of \$825.00 to Deposit Account No. 14-1138, which covers the \$270.00 cost of the appeal fee and the \$555.00 cost of the extension of time. Any additional fees can be charged to this same account, and any overpayment can be credited to this same account.

Respectfully submitted,

Date: July 6, 2009

/Michael L. Goldman/
Michael L. Goldman
Registration No. 30,727

NIXON PEABODY LLP
1100 Clinton Square
Rochester, New York 14604-1792
Telephone: (585) 263-1304
Facsimile: (585) 263-1600